

DECLARATION AND POWER OF ATTORNEY

REGULAR OR DESIGN APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

DISTRIBUTED INTELLIGENCE CONTROL FOR COMMERCIAL REFRIGERATION

the specification of which:

(check one)

☐ is attached hereto

☒ was filed on 05/04/2001 as Application Serial No. 09/849,900, and was amended on _____.

☐ was described and claimed in PCT International Application No. _____, filed on _____ and as amended under PCT Article 19 on _____, if any.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a) - (d) or §365(b) of any foreign application for patent or inventor's certificate, or §365(a) of any PCT application which designates at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)

Priority Not Claimed

ANY FOREIGN APPLICATION(S), ON THE SAME SUBJECT MATTER WHICH HAS A FILING DATE EARLIER THAN THE EARLIEST APPLICATION FROM WHICH PRIORITY IS CLAIMED

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
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CLAIM FOR BENEFIT OF PROVISIONAL APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

_____ (Application Number)	_____ (Filing Date)
_____ (Application Number)	_____ (Filing Date)

**CLAIM FOR BENEFIT OF EARLIER U.S. APPLICATION(S)
UNDER 35 U.S.C. 120**

(complete this part only if this is a divisional,
continuation or CIP application)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:


<u>09/524,939</u> (Serial No.)	<u>14 March 2000</u> (Filing Date)	<u>Pending</u> (Status)
<u>PCT/US01/08072</u> (Serial No.)	<u>14 March 2001</u> (Filing Date)	<u>Pending</u> (Status)


POWER OF ATTORNEY

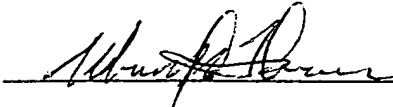
I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Irving Powers (15,700), Donald G. Leavitt (17,626), John K. Roedel, Jr. (25,914), Michael E. Godar (28,416), Edward J. Hejlek (31,525), William E. Lahey (26,757), Richard G. Heywood (18,224), Frank R. Agovino (27,416), Kurt F. James (33,716), G. Harley Blosser (33,650), Paul I. J. Fleischut (35,513), Vincent M. Keil (36,838), Robert M. Evans, Jr. (36,794), Robert M. Bain (36,736), Kathleen M. Petrillo (35,076), David E. Crawford, Jr. (38,118), Richard L. Bridge (40,529), Christopher M. Goff (41,785), Derick E. Allen (43,468), Matthew L. Cutler (43,574), Michael G. Munsell (43,820), Karen Y. Hui (44,785), Anthony R. Kinney (44,834), Brian P. Klein (44,837), Sarah J. Chickos (46,157), Donald W. Tuegel (45,424), Steven M. Ritchey (46,321), Michael J. Thomas (39,857), Kathryn J. Doty (40,593), Laura R. Polcyn (47,000), James J. Barta, Jr. (47,409), John M. Bodenhausen (47,432), James E. Davis (47,516), Richard A. Schuth (47,929), Debra D. Nye (P-48,260), and Jennifer E. Cook (P-48,330), all of the law firm of SENNIGER, POWERS, LEAVITT & ROEDEL, One Metropolitan Square, 16th Floor, St. Louis, Missouri 63102.

Send Correspondence To: Direct Telephone Calls To:
Customer Number: 000321 Richard G. Heywood
(314) 231-5400

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Norman E. Street
Inventor's signature  Date 7/10/01
Residence O'Fallon, Missouri 63366 Citizenship U.S.A.
Post Office address 1046 Green Briar Hills Drive
O'Fallon, Missouri 63366

Full name of second joint inventor Ted W. Sunderland
Second inventor's signature  Date 7/10/01
Residence O'Fallon, Missouri 63366 Citizenship U.S.A.
Post Office address 1355 Sunny Trail Court
O'Fallon, Missouri 63366

Full name of third joint inventor Charles D. Thomas
Third inventor's signature  Date 7/9/01
Residence St. Louis, Missouri 63124 Citizenship U.S.A.
Post Office address 19 Brookside Lane
St. Louis, Missouri 63124

Full name of fourth joint inventor Doron Shapiro

Fourth inventor's signature  Date 7/10/01

Residence St. Louis, Missouri 63119 Citizenship U.S.A.

Post Office address 7401 Weil Avenue

St. Louis, Missouri 63119

Full name of fifth joint inventor Michael J. D'Anna

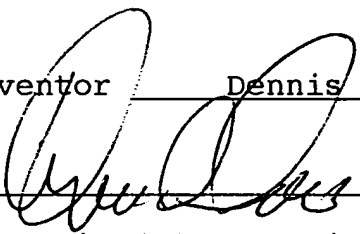
Fifth inventor's signature  Date 7/10/01

Residence Eureka, Missouri 63025 Citizenship U.S.A.

Post Office address 17297 Hilltop Ridge Drive

Eureka, Missouri 63025

Full name of sixth joint inventor Dennis Doerr

Sixth inventor's signature  Date 7/16/2001

Residence St. Charles, Missouri 63303 Citizenship U.S.A.

Post Office address 3166 Moss Pointe Drive

St. Charles, Missouri 63303

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 3744

In re

Patent Application of

Norman E. Street, et al.

Application No. 09/849,900

Confirmation No. 9113

Filed: May 4, 2001

Examiner: Harry B. Tanner

DISTRIBUTED INTELLIGENCE CONTROL
FOR COMMERCIAL REFRIGERATION

REVOCATION AND SUBSTITUTE POWER OF ATTORNEY

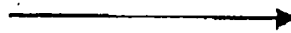
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Hussmann Corporation ("Assignee"), a Missouri corporation, being the owner of all right, title and interest in the above-identified patent application by virtue of an assignment recorded at Reel 012037, Frames 0134 hereby revokes all powers of attorney previously granted in connection with said patent application and hereby appoints the registered practitioners associated with the customer number identified below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Customer Number

23585



23585

PATENT TRADEMARK OFFICE

The undersigned hereby states that the evidentiary documents have been reviewed, and certifies that, to the best of Assignee's knowledge and belief, title is in Assignee and that the undersigned is an officer of Assignee and has authority to execute this document on behalf of Assignee.

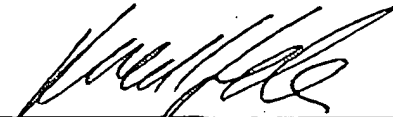
Please send all further correspondence to:

David B. Smith
Michael Best & Friedrich LLP
3773 Corporate Parkway Suite 360
Center Valley, Pennsylvania 18034

Telephone: 610-798-2170

Hussmann Corporation

Dated: 11-19-02



Ronald Heller

Title: _____

Secretary

File No.: 047177-9060-01